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**UNITED STATES DISTRICT COURT**

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**EASTERN DISTRICT OF TEXAS**

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CHRIS L. CHARLES,

Plaintiff,

*versus*REGINALD GOINGS, *et al.*,

Defendants.

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CIVIL ACTION NO. 1:09-CV-600

**MEMORANDUM ORDER ADOPTING  
THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

Chris L. Charles, an inmate confined within the Texas Department of Criminal Justice, Correctional Institutions Division, proceeding *pro se*, filed the above-styled civil rights lawsuit against Reginald Goings, Brian Rodeen and Brad Livingston. The court referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court.

The defendants have filed a motion asking that this case be dismissed for failure to state a claim upon which relief may be granted. The magistrate judge has submitted a Report and Recommendation of United States Magistrate Judge recommending the motion to dismiss be granted.

The court has received the Report and Recommendation of United States Magistrate Judge, along with the record, pleadings, and all available evidence. No objections were filed to the magistrate judge's Report and Recommendation.

**ORDER**

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. The defendants' motion to dismiss is **GRANTED**. A final judgment will be entered dismissing this lawsuit.

SIGNED at Beaumont, Texas, this 19th day of January, 2011.



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MARCIA A. CRONE  
UNITED STATES DISTRICT JUDGE